



ANNO QUADRAGESIMO PRIMO

GEORGI III. REGIS.

Cap. 78.

An Act for enlarging the Term and Powers of Two Acts, passed in the Twenty-fifth Year of the Reign of His late Majesty King *George* the Second, and the Eighteenth Year of the Reign of His present Majesty, for repairing the Road leading from the Town of *Morpeth*, by or through *Mitford*, *Thropple*, *Long Witton*, and by the North Side of *Rothley Park Wall*, to *Sting Cross*, and to the High Cross in *Elsdon*, in the County of *Northumberland*.

[20th June 1801.]

WHEREAS an Act was passed in the Twenty-fifth Year of His late Majesty King *George* the Second, intituled, *An Act for repairing the Road leading from the Town of Morpeth, by or through Mitford, Thropple, Long Witton, and by the North Side of Rothley Park Wall to Sting Cross, and from thence to the High Cross in Elsdon*, in the County of *Northumberland*; and several Tolls and Duties were granted, and made payable, and divers Powers and Authorities given, for repairing the said Road, which were to have Continuance from the Twenty-first Day of *April* One thousand seven hundred and fifty-two, for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament: And whereas by another Act passed in the Eighteenth Year of the Reign of His present Majesty King *George* the Third, intituled, *An Act to enlarge the Term and Powers of an Act, passed in the Twenty-fifth Year of the Reign of His late Majesty King George the Second, for repairing the Road leading from the Town of Morpeth, by or through Mitford, Thropple, Long Witton, and by the North Side of Rothley Park Wall, to Sting Cross, and to the High Cross in Elsdon, in the County of Northumberland*, the said Act of the Twenty-fifth Year of the Reign of His late Majesty was continued from the Expiration thereof, and of the additional Term granted by the General Turnpike Act made in the Twenty-eighth Year of His said late Majesty, for and during the further Term of Twenty-one Years, and from thence

Preamble.
25th Geo. II,
and

18 Geo. III.

[Loc. & Per.]

17 D—E

to

to the End of the next Session of Parliament: And whereas Part of the said Turnpike Road, being between the Town of Morpeth aforesaid and Mitford Town Head aforesaid, has, by the Encroachments of the River Wansbeck, become almost impassable, and a commodious and safe Road may be made from and out of the present Turnpike Road leading from Morpeth to Alwicks, in the said County, at the Distance of about a Quarter of a Mile from the Town of Morpeth aforesaid to Mitford Town Head aforesaid, there to form a Junction with the present Turnpike Road; but the necessary Funds for that Purpose, and for keeping the said Roads in Repair, cannot be raised unless the Term and Powers of the said recited Act be continued and enlarged, may it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Common, in this present Parliament assembled, and by the Authority of the same, That the said recited Acts of the Twenty-fifth Year of the Reign of King George the Second, and the Eighteenth Year of the Reign of His present Majesty, and all and every the Authorities, Powers, Articles, Rules, Penalties, Clauses, Provisions, Tolls, Privileges, Exemptions, Provisions, Forfeitures, and Punishments, and all other Matters and Things therein respectively contained, (save and except such as relate to the Exemptions from Stamp Duties, and such as are by this present Act varied, altered, or repealed), shall be, remain, and continue in full Force and Effect from the Expiration thereof, for and during the further Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

Acts further continued.

Trustees.

And be it further enacted, by the Authority aforesaid, That the Right Honourable Lord Charles Aynsley, Adam Ashew, George Ashew, Ralph Atkinson, Adam Atkinson, William Apedaile, Charles John Brandling, & Thomas Bullock, John Ball, Ralph Bates, Robert Bates Clerk, Matthew Bell, William Brown, Charles William Bigge, William Burdon, Bryan Burrell, George Eaker, Charles Bacon, Miles Bowker, Thomas Clannell, Joseph Cook Clerk, John Clavering, John Carr, John Clutterbuck, Nathaniel Clayton, Charles Clavering, William Cowil, Shaffoe Caster, Edmund Caster, John Davison, Thomas Davison Clerk, Thomas Davison, Alexander Davison, John Dunning, Frederick Ekins Clerk, Thomas Fenwick, Christopher Fenwick, Percival Fenwick, Robert Fenwick, Nicholas Fenwick, James Fenwick, Robert Foster, Joseph Foster, Sir Charles Grey Knight of the Bath, Charles Grey, Ralph William Grey, Richard Hartigan Clerk, Thomas Hedley, Henry Hervey, Middleton Hewitson, Josiah Hewitson, Sanderson Iderton, Thomas Kerr, Charles Loraine, John Lawson, Edward Lawson, Sir Charles Miles Lambert Monck Baronet, Sir John Mitford Knight, John Mitford, Bertram Mitford, William Mitford, Henry Mitford, Thomas Meggison the Younger, Joseph Mills, Charles Mitchell, the Bailiffs of Morpeth for the Time being, William Orde of Tenham, William Orde of Morpeth, William Orde the Younger, William Ogle, Wallis Ogle, Robert Pearson, Ralph Riddell, Thomas Redhead, Matthew Ridley, Nicholas Ridley, Sir John Edward Swinburne Baronet, Sir Cuthbert Shaffoe Knight, Edward Swinburne, George Smalridge Clerk, Thomas Selby, William Sanderson Clerk, Thomas Selby the Younger, John Trevelyan, Walter Blackett Trevelyan, Raleigh Trevelyan, James Tyler, Robert Trotter Clerk, Robert Thorp Doctor in Divinity, John Tarlton, John Wealeans, John Wilson, William Winship, Thomas Wilkinson, and John Wilkie, shall be, and they are hereby added to and joined with the surviving and remaining Trustees appointed in or elected by virtue of the said former Acts; and that the said several Persons herein before named, and qualified

qualified as the Act directs, shall, together with those nominated and appointed Trustees in or by virtue of the said former Acts, be, and they are hereby appointed Trustees to put the said former Acts and this Act into Execution.

III. And be it further enacted, That the said recited Acts, and all the Clauses, Powers, Provisoes, Penalties, Forfeitures, Matters, and Things therein contained, shall extend to the said intended Road herein-before described; and which shall be, and be deemed and taken to be, Part of the Road comprized in the said Acts, and shall be made and kept in Repair by the Trustees appointed by or in pursuance of the said Acts, as fully and effectually to all Intents and Purposes, as if the same were repeated and re-enacted in the Body of this Act.

Powers of former Acts extended to new Road.

IV. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands or Hereditaments purchased, taken, or used, by virtue of the Powers of the said recited Acts and this Act for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatick, or Person under any other Disability or Incapacity, as in the said Acts particularly mentioned, such Money shall, in case the same shall amount to the Sum of Two hundred Pounds, with all convenient Speed, be paid into the Bank of *England* in the Name and with the Privy of the Accountant General of the High Court of Chancery, to be placed to his Account there *ex parte* the Trustees for executing the said Acts and this Act, to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands or Hereditaments, in the Purchase or Redemption of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrance, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands or Hereditaments, or affecting other Lands or Hereditaments standing settled therewith to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Lands or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes; and in the same Manner as the Lands or Hereditaments which shall be so purchased, taken, or used as aforesaid, stood settled or limited; or such of them as, at the Time of making such Conveyance and Settlement, shall be existing undetermined and capable of taking Effect; and in the mean Time, and until such Purchase shall be made, the said Money shall, by Order of the Court of Chancery, upon Application thereto, be invested by the said Accountant General, in his Name, in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall, from Time to Time, be paid, by Order of the said Court, to the Person or Persons who would, for the Time being, have been entitled to the Rents and Profits of the Lands or Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application of Compensation where exceeding Two hundred Pounds.

V. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands or Hereditaments purchased,

Application where the Compensation does not ex-
taken,

ceed Twenty Pounds, nor less than Two hundred Pounds.

taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall (at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands) be paid into the Bank, in the Name and with the Privy of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner herein before directed; or otherwise, the same shall be paid (at the like Option) to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by Five or more of the said Trustees (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such principal Money, and the Dividends arising thereon, may be applied in any Manner herein before directed, so far as the Case be applicable, without obtaining, or being required to obtain, the Direction or Approbation of the Court of Chancery.

Where the Sum be less than 20^l.

VI. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands or Hereditaments so purchased, taken, or used, for the Purposes of the said Acts and this Act, in such Manner as the said Trustees, or any Five or more of them, shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Enforcing Payment of Subscriptions.

VII. And be it further enacted, That the several Persons who have subscribed, or shall subscribe Money towards making, amending, or repairing the said intended Road, shall and are hereby required to pay the respective Sums so subscribed within such Time or Times, and in such Parts and Proportions, as the said Trustees, or any Five or more of them, shall order and direct, and the same shall be paid to the Treasurer to the said Trustees; and if any such Subscribers shall neglect or refuse to pay such Money within the Time or Times, and in such Manner as aforesaid, it shall be lawful for the said Trustees, or any Five or more of them, to sue for and recover the same, in the Name of their Treasurer or Clerk, by an Action of Debt, or on the Case, in any of His Majesty's Courts of Record.

Expences of the Act.

VIII. And be it further enacted, That all the Charges and Expences of obtaining and passing this Act shall be paid out of any Monies already raised by virtue of the said Acts, or to be raised by virtue of this Act, in Preference to all other Payments whatsoever.

Publick Act.

IX. And be it further enacted, That this Act shall be deemed and taken to be a Publick Act, and shall be judicially taken Notice of as such without specially pleading the same.